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Attorneys for the Tarragon Defendants

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	:	07 Civ. 7972 (PKC)
In re TARRAGON CORPORATION	:	
SECURITIES LITIGATION	:	<u>Oral Argument Requested</u>
	:	
-----X	:	

NOTICE OF MOTION TO DISMISS
AMENDED CLASS ACTION COMPLAINT

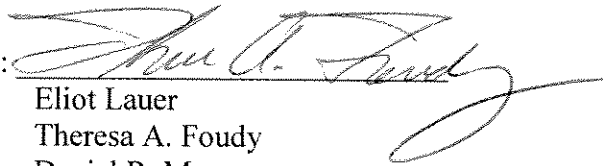
PLEASE TAKE NOTICE that, upon the annexed Declaration of Daniel R. Marcus, dated April 4, 2008, the exhibits thereto, the accompanying Memorandum of Law, and all prior pleadings and proceedings herein, Defendants Tarragon Corporation, William S. Friedman, Robert P. Rothenberg, Erin Davis Pickens, and Beachwold Partners, L.P., will move this Court at United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date to be set by the Court, for an order, pursuant to Fed. R. Civ. P. 12(b)(6), Fed. R. Civ. P. 9(b), and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4(b)(1)-(3)(A),

dismissing the Amended Class Action Complaint for failure to state a claim and for failure to plead fraud with the requisite particularity, and for any further relief the Court deems just and proper.

Dated: New York, New York
April 4, 2008

Respectfully submitted,

CURTIS, MALLET-PREVOST,
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By: 
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